

Patent Application
Attorney Docket No. PC10897ADAM

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:
JOHN D. MCNEISH ET AL.

APPLICATION NO.: 10/006,542

Examiner: Valerie Bertoglio

FILING DATE: 11/30/2001

Group Art Unit: 1632

TITLE: Modulating RAMP Activity

Hon. Commissioner for Patents
Washington, D.C. 20231

RESTRICTION ELECTION

In response to the Office Action mailed October 28, 2002 regarding the election of claims, Applicants elect claim set I, drawn to a genetically-modified animal with a disruption in the RAMP1 gene, with traverse. The period for response to the Office Action is extended for four months to March 28, 2003. The Commissioner is hereby authorized to charge any additional fees required, or to credit any overpayment, to Deposit Account No. 16-1445.

A search of subject matter related to disrupting the RAMP1 gene would result in hits for both cells, membrane preparations derived from such cells, and non-human mammals; such a search would not be unduly extensive or burdensome. Indeed, in keeping with Applicants' position, a brief search of issued U.S. patents related to knockout subject matter yielded several patents with claims to both knockout animals and cells (see, e.g., U.S. Pat. Nos. 6,372,958, 6,245,965, and 6,207,878).

Accordingly Applicants assert that there should be no restriction requirement dividing claim set I from claim sets IV and VII and request that such requirement be removed to allow the election of claims 1-3, and 6-9, directed to RAMP1 subject matter, for prosecution in this application.

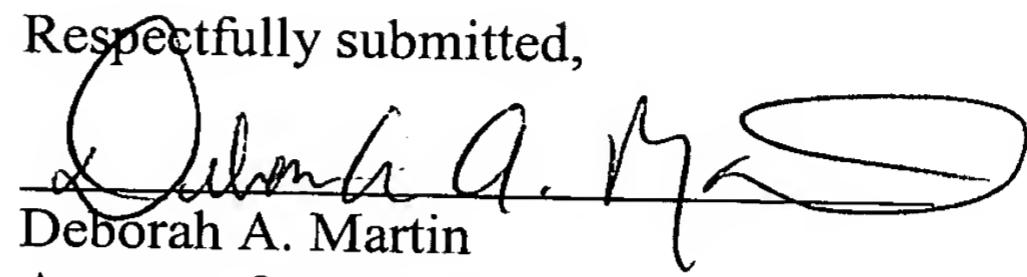


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Date: March 25th, 2003

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Respectfully submitted,


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